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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION  
13

14 UNITED STATES OF AMERICA, )

No. No. CR12-0155 EMC

15 Plaintiff, )

16 v. )

17 JAVIER FRANCISCO REYES, )  
a/k/a Francisco Javier Reyes, )  
18 a/k/a Francisco Reyes, )  
a/k/a Arturo Salgado Hernandez, )  
19 a/k/a Aturo Salgado Hernandez, )

20 Defendant. )

**STIPULATION AND [PROPOSED]  
ORDER EXCLUDING TIME UNDER 18  
U.S.C. § 3161**

21  
22 On March 21, 2012, the parties in this case appeared before the Court. At that time, the  
23 Court set the matter to April 25, 2012. The parties have agreed to exclude the period of time  
24 between March 21, 2012 and April 25, 2012 from any time limits applicable under 18 U.S.C. §  
25 3161. The parties represented that granting the exclusion would allow the reasonable time  
26 necessary for effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties  
27 also agree that the ends of justice served by granting such an exclusion of time outweigh the best  
28 interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

STIPULATION & [PROPOSED] ORDER EXCLUDING TIME  
CR 12-0155 EMC

1 At the hearing, the Court made findings consistent with this agreement.

2 SO STIPULATED:

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4 MELINDA HAAG  
United States Attorney

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6 DATED: April 25, 2012

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\_\_\_\_\_/s/  
J. MARK KANG  
Special Assistant United States Attorney

9 DATED: April 25, 2012

\_\_\_\_\_/s/  
SHAWN HALBERT  
Attorney for JAVIER FRANCISCO REYES

1 [PROPOSED] ORDER

2 For the reasons stated above and at the March 21, 2012 hearing, the Court finds that the  
3 exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from March 21,  
4 2012 through April 25, 2012 is warranted and that the ends of justice served by the continuance  
5 outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C.  
6 §3161(h)(7)(A). Denying the requested exclusion of time would deprive the parties of the  
7 reasonable time necessary for effective preparation, taking into account the exercise of due  
8 diligence. 18 U.S.C. §3161(h)(7)(B)(iv).

9  
10 IT IS SO ORDERED.

11  
12 DATED: 5/1/12

13 THE HONORABLE  
United States District Judge

